

ESTABLISHED 1881.

Sole Agents for the
**UNITED ASBESTOS COM-
PANY, LTD. LONDON.**
DODWELL, CARROLL & CO.
General Agents.

THIRTY DOLLARS
PER ANNUM.

Intimations.

Interest for 12 months Fixed, 5 per Cent.
On Current Account, Daily Balances 2 per
Cent. per Annum.
Hongkong, 30th November, 1897. [

[S]

1350 FEET ABOVE SEAT-LEVEL.

FLETCHER & CO.
and
CARMICHAEL & CO.

CUVÉE RÉSERVÉE

Sole Agents:—WATKINS & CO.

CELEBRATED SCOTCH WHISKIES

A. S. WATSON & CO., LD.,
THE HONGKONG DISPENSARY.

JUST ARRIVED:

EGYPTIAN CIGARETTES
FROM THE WELL KNOWN MANUFACTURERS
ANGLO EGYPTAIN CIGARETTE CO.
CAIRO.

BRANDS :	In tins of :	Price per tin
SULTANS	100	\$2.00
PACHAS	100	2.50

UNEQUALLED AIR TIGHT HERMETICALLY SEALED TINS.

W. BREWER & CO.
UNDER HONGKONG HOTEL

Hongkong, 12th October, 1898. [1223]

PETER SYS' WONDERFUL SPECIFIC.

THE only remedy at present known as an INFALLIBLE and PERMANENT CURE for
SPRUE, DYSENTRY, DIARRHŒA, HEMORRHAGE and ULCERATION
of the BOWELS.
Recommended by some of the Chief Specialists of the Medical Profession.
Sold retail by all Chemists and Wholesale
by
THE PETER SYS COMPANY.

(Proprietors and Sole Manufacturers)
9, Old China Street,
Shanghai.

A SEASONABLE GIFT.

SALE OF WORK.

THE FRENCH SISTERS beg to announce that they will have a SALE OF WORKS AND other articles suitable for CHRISTMAS PRESENTS, at the Convent from the 15th to the 23rd instant, inclusive, from 10 A.M. till 4 P.M. When they hope their friends will patronise them.

Owing to the absence of the Mother Superior their BAZAAR will not take place till the 29th inst.

Hongkong, 12th December 1868. F. S.

**NORTH GERMAN FIRE INSURANCE
COMPANY OF HAMBURG**

THE Undersigned AGENTS of the above Company are prepared to accept First Class FOREIGN and CHINESE RISKS at CURRENT RATES.

SIEMSEN & Co.
Hongkong, 28th May, 1895. [11

NOTICE.
THE MAN ON INSURANCE COMPANY
LIMITED.

CAPITAL SUBSCRIBED.....\$1,000,000

The above Company is prepared to accept
MARINE RISKS at CURRENT RATES on GOODS
&c. Policies granted to all Parts of the world
payable at any of its Agencies.

CHAU TSEUNG FAT.

HEAD OFFICE,
No. 2, QUEEN'S ROAD WEST.
Hongkong, 26th May, 1894. [3]

To-day's Advertisements.

VICTORIA REGATTA.

SAILING AND OPEN BOAT RACES.

THE ENTRIES for the YACHT and OPEN SAILING BOAT RACES will CLOSE TO-MORROW (WEDNESDAY), the 14th instant.

W. S. BAILEY,
Acting Hon. Secretary.
Hongkong, 13th December, 1898. [146]

PERSEVERANCE LODGE OF HONGKONG, No. 1,165.

A REGULAR MEETING of the above LODGE will be held in the FREEMASONS' HALL, Zealand Street, on FRIDAY, the 16th instant, at 4 for 4.30 p.m. precisely. Visiting Brethren are cordially invited to attend. Hongkong, 13th December, 1898. [146]

JUST OPENED AND NOW FOR SALE.

A MAGNIFICENT and well assorted shipment of BON BONS and CRACKERS of latest designs and descriptions. 10% discount for Cash. Liberal reduction to schools, charitable institutions, dinner parties, &c. Inspection earnestly solicited.

H. RUTTONJEE,
13 & 15, D'Almeida Street,
and
21 & 23, Elgin Road, Kowloon,
Hongkong, 13th December, 1898. [146]

DOUGLAS STEAMSHIP COMPANY, LIMITED.

FOR SWATOW, AMOY AND FOCHOW.

THE Company's Steamship

"HAITAN"
Captain Hall, will be despatched for the above Ports, on FRIDAY, the 16th instant, at Daylight.

For freight or Passage, apply to
DOUGLAS LARRAIK & Co.,
General Managers.
Hongkong, 13th December, 1898. [146]

NIPPON YUSEN KAISHA.

NOTICE TO CONSIGNEES.

FROM MIDDLESBOROUGH, ANTWERP, SOUTHAMPTON AND SINGAPORE.
THE Company's Steamship

"KAMAKURA MARU"

having arrived from the above Ports, Consignees of Cargo are hereby informed that their Goods, are being landed and placed at their risk in the Hongkong and Kowloon Wharf and Godown Company's Godowns at Kowloon, whence each consignment will be sorted out mark by mark and delivery can be obtained as soon as the goods are landed.

Optional Goods will be landed here unless instructions are given to the contrary before Noon, TO-DAY.

Goods not cleared by the 20th instant will be subject to rent.

No Fire Insurance has been effected. All ship-damaged packets must be left in the Godowns and a certificate of the damage obtained from the Godown Company, and sent in to this Office within ten days after the vessel's arrival here, after which no claims will be recognized.

NIPPON YUSEN KAISHA.

Hongkong, 13th December, 1898. [149]

AUSTRIAN LLOYD'S STEAM NAVIGATION COMPANY.

NOTICE TO CONSIGNEES.

FROM SHANGHAI AND KOBE.

THE Steamship

"MARQUIS BACQUEHEN"

having arrived, Consignees of Cargo are hereby informed that their Goods are being landed at their risk into the Godowns of the Hongkong and Kowloon Wharf and Godown Company, Limited, whence delivery may be obtained.

No Claims will be admitted after the Goods have left the Godowns, and all claims must be sent in to the Office of the Undersigned before Noon on the 19th instant, or they will not be recognized.

No Fire Insurance has been effected, and any Goods remaining in the Godowns after the 19th instant will be subject to rent.

Bills of Lading will be countersigned by
SANDER WIELER & Co.,
Agents.
Hongkong, 13th December, 1898. [146]

Entertainment.

THEATRE ROYAL CITY HALL.

THE HONGKONG AMATEUR DRAMATIC CLUB

will produce a Pantomime entitled,

"THE YELLOW DWARF"

or

"HARLEQUIN THE KNAVE OF HEARTS,"

and the

"FAIR PRINCESS."

On the following dates:—

THURSDAY, 5th January, 1899.

FRIDAY, 6th " "

MONDAY, 9th " "

WEDNESDAY, 11th " "

SATURDAY, 14th " "

The TICKET OFFICE at the Theatre will be OPENED ON THURSDAY, the 5th Dec. at 10 A.M. and Tickets can be booked from 10 A.M. to 4 P.M. every day; SUNDAYS and GENERAL HOLIDAYS excepted.

E. W. MITCHELL,
Hon. Secretary.
Hongkong, 8th December, 1898. [1440]

To be Let.

TO LET.

"BELVEDERE"—5 Roomed Bungalow, Plantation Road—to be let, Furnished, for 3 months from 1st January.

SEMI-DETACHED VILLA RESIDENCES, on Bowen Road (now in course of erection).

PROPERTY now occupied by the Bowington Saw Mills.

FLOORS in STANTON and ELGIN STREETS.

"FAIRVIEW" KOWLOON, BAHAR LODGE.

No. 4, KIPON TERRACE.

THE HONGKONG LAND INVESTMENT & AGENCY CO., Ltd.
Hongkong, 14th November, 1898.

Intimation.



A. S. WATSON & CO., LIMITED.

FLOWER AND VEGETABLE SEEDS.

FOR THE SEASON 1898/1899.

Orders are executed from New Stocks only.

Priced Catalogues with Hints for Gardening can be obtained on Application.

These SEEDS are supplied to us by the best growers in the World. It is particularly requested that care be taken when sowing and supervision exercised over Chinese gardeners, whose incompetence in dealing with the Seeds may sometimes lead to disappointing results.

CLAY'S FERTILIZER

Supplies natural nourishment to the soil, IN TINS

10lbs, each \$1.75

28lbs, each \$4.50

RANSOME'S LAWN MOWERS.

The Best and Cheapest Machines in the Market. Supplied at Manufacturers' Prices.

FERRINGER'S MANUAL OF GARDENING FOR THE TROPICS.

PRICE \$7.50.

A. S. WATSON & CO. LD.,

THE HONGKONG DISPENSARY.

ESTABLISHED A.D. 1841.

DEATH.

Northcote.—Suddenly at 110, Praya East, on December 12th, ELIZABETH (BESSIE) the beloved wife of J. S. Northcote.

The Hongkong Telegraph

HONGKONG, TUESDAY, DECEMBER 13, 1898.

NOTES AND COMMENTS.

There was nothing in the telegraphic summary of President McKinley's message to Congress and nothing in any previous pronouncements either of the American Press or of American Statesmen to prepare us for the news wired yesterday by Reuters, on the authority of the *Times* Washington Correspondent, to the effect that after the cession by Spain to the United States of the Philippines, the archipelago was likely to come into the open market for sale to the highest bidder. We ourselves suggested to General Merritt when he passed through Hongkong on his way to Paris that if the United States did acquire the Philippines, the best use they could make of them would be to exchange them with England for the whole of her West Indian Colonies. It would be a magnificent bargain for England and by no means a bad thing for the United States.

It has always been understood that sooner or later the whole of the West Indian islands must pass into the possession of the States, that she must have complete control of the Caribbean Sea and Gulf of Mexico for her own protection and as the necessary consequence of her growth and progress. Captain MAHAN in his most recent volume has rendered this abundantly clear. The recent acquisition of Cuba and Puerto Rico brings the whole question of the future of the West Indies within the range of practical politics and renders that certain which was heretofore only matter of anticipation.

How can America more speedily and more effectively accomplish her destiny than by getting possession by treaty and exchange of all the British Islands and possessions in her home waters? Bermuda, probably, we should not feel inclined to part with, but all the rest, the Bahamas, Barbados, Jamaica, Trinidad, British Guiana, would be most usefully and most profitably exchanged for the Philippines. They are too far removed from her to be easily governed by her. They are so situated with reference to our other possessions that nothing would be easier for us than to assume their government. If any idea of ceding the Philippines to any other Power exists in the mind of President McKinley it takes the shape, we may be sure, of an exchange, and with England, and not of a sale.

WEATHER REPORT.

On the 13th at 11.50 a.m. The barometer has risen in S. China, fallen on the E. coast and in the extreme North. A high pressure area covers Central China, and a depression seems to be lying in the Sea of Japan. Pressure is also low in the Pacific to the E. of the Loo-Choo. Gradients rather steep generally with very strong monsoon on the coast and in the N. part of the China Sea. Forecast:—strong or fresh N. winds; fine.

TELEGRAMS.

(By Telegraph.)

"Special to the Hongkong Telegraph."

THE "DOSING" TRAGEDY.

DELIVERY OF JUDGMENT.

THE SENTENCE OF THE COURT.

(FROM OUR OWN CORRESPONDENT.)

CANTON, December 13th.

3.15 p.m.

The United States Consular Court convened this afternoon to give its decision in the case in which Captain Richard Toulmin is charged with the murder of Chan Lei San, late comprador of the *Dosing*, on 7th July, at Wuchow.

Acting Consul Williams delivered a lengthy judgment.

The prisoner was found "Guilty" and sentenced to imprisonment for life with hard labour.

Received at 4 p.m.

Published at 5.30 p.m.

REUTERS' TELEGRAMS.

THE SPANISH-AMERICAN TREATY OF PEACE.

LONDON, December 11th.

The Spanish-American treaty of Peace was signed at Paris on the 10th instant.

THE FUTURE OF THE PHILIPPINES.

The *Times* Washington Correspondent wires that President Mr. Kinley is in favour of selling the Philippines after their cession, but of retaining (a port?) Luzon as a coaling station.

THE CAPE NAVAL CONTRIBUTION BILL.

The Capetown Naval Contribution Bill has passed both Houses.

THE DREYFUS AFFAIR.

The Dreyfusite papers are now asserting that Col. Henry was the real traitor and that Major Esterhazy was his accomplice.

OBITUARY.

The death of William Black, the novelist, is announced.

LOCAL AND GENERAL.

* * * On the extra page of this issue we publish a long letter on the Philippines Question.

As will be seen by reference to our advertisement columns, entries for the yacht and open boat sailing races in the V. R. C. Regatta close to-morrow.

THE returns of the number of visitors to the City Hall Museum for the week ended 11th December, are:—Europeans 195, Chinese 2,101, total 2,296.

HOCKEY.—A match will take place on Thursday, 15th inst., at 4.30 p.m. on the Club ground, Club R. King's Own Regiment. The following will constitute the Club team:—Messrs. Anton, Barlow, Cox, Gerrard, Hooper, Koshewar, Millward, Ram, E. Robinson, Rowcroft, and I. Grant Smith.

A SMALL fire occurred at the Royal Naval Seamen's Club last night. The flames arrived on the scene shortly before 7 p.m. and by ten minutes past all danger was over. The manager's room in which the fire occurred was badly damaged by fire and water and the ceilings will have to be slightly renovated. The Naval Yard fire brigade turned out but arrived just in time to be too late.

THE Commodore and Mrs. Holland entertained H. R. Prince Henry of Prussia and a large company at dinner on board the *Tanar* yesterday evening, and followed up the dinner with a very enjoyable little dance to the music of the band of the *Deutschland*. H.E. the Major-General and Mrs. Black were present at both dinner and dancing, very much the better for their trip up the West River.

A MEETING of the Sanitary Board will be held on Thursday, 15th December, 1898, at 4.15 p.m. Order of the Day:—Draft regulations for controlling the importation of dogs into the Colony. Agenda:—1. Bubonic Plague Return from Bombay for October 25th to November 7th, 1898. 2. Mortality Returns for Macao for the weeks ending November 27th and December 4th, 1898. 3. Mortality Returns for the Colony of Hongkong for the weeks ending November 26th and December 3rd, 1898.

THE HONGKONG RIFLE ASSOCIATION.

PEARSON CUP AND SPOONS.

There was a very good attendance for this event on Saturday, eighteen members taking part in the competition. Mr. A. Watson won the Pearson Cup with the creditable score of 97-1.

SCORES.

	200	300	400	500	600	700	800	900	1000	Total
Mr. A. Watson	32	32	32	32	32	32	32	32	32	97
Cor. Leatham, R.E.*	31	31	31	31	31	31	31	31	31	96
Mr. A. H. Skelton	31	31	31	31	31	31	31	31	31	95
Sergt. Bowers, R.E.*	31	31	31	31	31	31	31	31	31	95
C. I. M. Wallace, R.E.	31	31	31	31	31	31	31	31	31	93
Mr. J. Marshall	29	29	29	29	29	29	29	29	29	87
Mr. E. Beck	27	27	27	27	27	27	27	27	27	81
Mr. W. Stacked	25	25	25	25	25	25	25	25	25	87
Mr. W. Toller	25	25	25	25	25	25	25	25	25	87
L. S. Andrews	24	24	24	24	24	24	24	24	24	84
P. O. Harborne	24	24	24	24	24	24	24	24	24	84
C. F. O. Hock	24	24	24	24	24	24	24	24	24	84
N. G. Manning	24	24	24	24	24	24	24	24	24	84

BOLDERS & SAILORS INSTITUTE.

The Rev. G. R. Vallings, Chairman, acknowledges with thanks the following donations towards the fund for new furniture, etc.:—A member of the Navy League, £50. The Officers, R. A. £10. H.M.S. *Immortalite* (ward room), £1. Mrs. Bell Irving, £2.

PRESENTATIONS TO MR. NORTON KYSHE.

Mr. J. W. Norton-Kyshe, Registrar of the Supreme Court, who is leaving the Colony for the old country by the *Ceylon* to-morrow on a well-earned holiday, was the recipient of two addresses to-day. The presentations took place at the office of the Registrar and were from the Supreme Court staff and a select and representative deputation of Chinese merchants.

THE CHINESE ADDRESS.

Mr. Chan Tseung Fui said:—Mr. Kyshe, I have been asked by the Chinese merchants to call upon you to-day and to present you with an address. During the few years you have been in this Colony as Registrar of the Supreme Court, Official Administrator, Registrar of Companies, etc., you have rendered valuable assistance to Chinese as well as those who have come in contact with you. We cannot allow you to leave us without expressing our gratitude to you and also wishing you, and Mrs. Kyshe a pleasant voyage. On behalf of the Chinese merchants who are now before you I beg to present you with an address and to wish that you will accept it. Before presenting it to you I will ask one of your officers Mr. Mok, to read it.

Mr. Mok then read the address, which ran as follows:—

Hongkong, December 12th, 1898.

J. W. NORTON-KYSHE,

Registrar of the Supreme Court, Official Administrator, Registrar of Companies, etc., etc., Hongkong.

We, the undersigned, take the liberty to acknowledge the valuable services which you have rendered to the public in this Colony during the time you have been Registrar of the Supreme Court of Hongkong. We can testify that you have performed your various duties with fidelity and unflinching attention, and that the public here are loud in their praises of your ability and faithfulness to duty. We appreciate you not only for your fidelity and integrity in the discharge of your duties as a public officer, but also for your kindness and civility towards us whenever we have had occasion to approach you. We have noted with great pleasure that you have so ably compiled and published a very valuable work designated "The History of the Laws and Courts of Hongkong." The work will certainly ever prove a monument of your industry and will moreover be of use, not only to ourselves, but to the rising generation of English-speaking Chinese. We also note with equal gratification that, in all matters both public and private, you have ever been ready and cheerful in affording us the benefit of your advice. Your candour and frankness have ensured for you the good-will of all nationalities, especially the Chinese who have been thrown in contact with you, and all those who know you always feel happy to cultivate your friendship. Your unquestionable ability—undoubtedly must have induced Her Majesty's Government to appoint you to the Registrarship of this Colony from Singapore, where we have heard you were very much respected and esteemed. Now, as you are about to proceed to England with your family, we cannot but express our regret at your departure. We beg to present you with this address in testimony of the sincere good-will and respect we entertain for you and we venture to hope you will do us the honour of accepting it as an acknowledgment by ourselves of your valuable services. We avail ourselves of this opportunity to wish you and your family a pleasant, calm, and safe voyage; and sincerely hope that you will derive rest and great benefit from your sojourn in England. We have the honour to be, Sir, Yours most truly,

(Here followed the signatures.)

Mr. Kyshe, in reply, said:—

It is gratifying to me as a high official of the Supreme Court, which you have presented to me, a testimonial of your appreciation of my services, and that you so fully acknowledge the services which I have been able to render to yourselves and countrymen as a public servant in the faithful discharge of his duties. In no Department of the service is an official in a better position to make himself appreciated than that connected with the administration of justice, and so far as I am concerned, I can assure you that no stone have I left unturned which could make you understand that when entering my office you were there by the free choice of a footing of acquiescence with every of Her Most Gracious Majesty's subjects seeking what assistance our benign laws could confer upon you. These were my positive instructions to my subordinates on my assumption of duty in Hongkong and I am pleased to think that on no occasion has it ever been brought to my notice that you were deprived of that assistance whenever you sought for it. For my part I have done for you what right consonant with justice demanded. Those of you who have sought my advice from time to time will know how earnest I have been in my endeavours to assist whenever it was possible to avoid such and such a legal difficulty. In several instances I have been successful. I appreciate your testimonial for the little I have been able to do for you. Your allusion to my career in the Straits Settlements brings back very pleasant reminiscences to my mind. I laboured for fifteen years in that colony. There, as here, my services were appreciated by your fellow countrymen and I now hold up to your view two addresses which were presented to me by the Chinese and other nationalities in Singapore during the last year of my residence there. Although a stranger to Hongkong itself on my arrival, I soon found that the people were no strangers to me. Here as in the Straits, the backbone of the population is Chinese and except for change of scene I soon found myself completely at home; and hence the reason probably why, if I may be allowed to say so, I have been able to make my services appreciated. Believe me when I tell you that under no Power could the Chinese be a more free people than under British rule. I have often spoken to some of the leading Chinese on the subject and it is satisfactory to know how much those in that vast empire from which you come, appreciate the benefits they derive from being connected with us. This is a matter, gentlemen, that I need hardly go into further. During stay here I have done in my own quiet way, not as a Judge in public, but as a Court official, sitting in his own chambers, what good I could, and your kind reference to my recently published work is fully appreciated by me. I shall now carry away with me the highest memento that I could possibly have received, namely the knowledge that as a public servant specially appointed by the Home Government, I have done my duty faithfully towards those who constitute the majority of Her Majesty's subjects and of the foreign community of Hongkong. I thank you for your kind wishes to myself and family and particularly for your magnificent address which I shall hand down to my family as an heirloom.

THE COURT OFFICERS' ADDRESS.

Mr. Seth—Sir, the pleasant duty of presenting an address to you signed by the officers of this Court has been imposed upon me but at the same time pressing, and I know you have only a few hours in which to get ready. I will not detain you by prefacing this address and simply propose to read it with your permission.

Supreme Court, 13th December, 1898.

JAMES WILLIAM NORTON-KYSHE, Esq., Barrister at Law.

Registrar of the Supreme Court of Hongkong.

ETC., ETC., ETC.

Sir,—We are sorry to learn that you are about to leave us, but we shall be glad to know, and trust that you will enjoy your well-earned and deserved holiday. Before you take your departure, will you allow us to express our sincere gratitude for the very kind treatment we have received at your hands since your assumption of the duties of the Office of Registrar of the Supreme Court of this Colony. Having regard to your abilities and your long and meritorious service, you may be selected for promotion to a higher appointment either in this or some other of Her Majesty's Possessions, in which case you will have our best wishes. Your abilities, tact, and sense of justice, as well as your gentlemanly feelings towards ourselves, are too well known for us to dilate upon those points. Your latest work, "The History of the Laws and Courts of Hongkong including Consular Jurisdiction in China and Japan," is greatly appreciated by ourselves, and as we have been informed by some with that reputation which it deserved at the hands of the community. We, as Officers of this Department, know the energy, time, and trouble you have expended, and the enormous difficulties you have encountered in producing this valuable, useful, and interesting work. It now only remains for us to wish you and Mrs. Norton-Kyshe bon voyage; that you may both have a pleasant holiday at home with health to enjoy the same; and with the best compliments of the season,

We remain, Sir,

Yours obediently,

(Here followed the signatures.)

Mr. Kyshe said:—Mr. Seth and other officers constituting the staff of my Department.

I feel highly honoured at the various demonstrations of feeling which have been shown me and flattered at the address which you have done me the honour of presenting to me. You will remember that on my assumption of duty in Hongkong I considered every one of you including the interpretation staff and told you that if you wished me to be a friend of yours that you were first to see that you were friends of mine. Gentlemen, I have not been deceived. As fellow workers I believe we have all done well and if I have personally been at all successful and been able to do the confidence of the residents and officials in this Colony it is due greatly to the assistance which I have received from you. As the head of one of the most important departments of the service in Hongkong I could not have wished for a better staff. To Mr. Seth and to Mr. Hazeland, the Deputy Registrars as well as to Mr. Jones, who is now doing duty for Mr. Hazeland, I have nothing to say but the highest praise. And this applies as well to Mr. Bruce Shepherd, the Deputy Land Officer. If I have been successful it is due as I have

Mr. Melbourne, quining, said that he contended that Randall did not see anything at all. He was short-sighted and imagined that he saw everything. Counsel asked that his evidence should be disregarded. If Woods did tell Randall to take command of the vessel, he contended that Woods was also guilty of mutiny. The prosecution alleged that Captain Toulmin fired the shot at the comrade. Counsel contended that Captain Toulmin had no revolver at all. Had he had a revolver and wished to protect himself after the shooting, he would have brought it on deck and not taken the Winchester rifle. He contended that the comrade had shot himself by accident and if they found that Captain Toulmin had shot the comrade, he submitted that they must acquit him owing to the mutinous conduct of the crew. The prosecution had not proved malice and willful murder and had not proved that it happened at Wuchow. In conclusion counsel said "Gentlemen, I leave it with you and I ask you to acquit Captain Toulmin on the charge on which he is brought before you to-day."

The Court ordered that the log book, portage book, and articles should be produced and made exhibiting for the consideration of the Court in connection with this case.

At this stage the log book was brought into Court and on Captain Toulmin examining it declared it to be in the same condition as when he left it on the *Daring*, with the exception of a sheet of foolscap which was missing and which contained an account of the trouble with the boy in the morning, together with the incidents till 5.30 p.m. of that day.

Mr. Brutton then summed up. He said that an objection had been raised by his friend with regard to the place where the shooting occurred. The information was filed by Chen Kam Chuen, brother of deceased.

Mr. Goodnow—That is your client, is he?

Mr. Brutton—That is my client.

Continuing, Mr. Brutton said that it was unnecessary in a charge of murder to state where the crime occurred. There were four defences set up in defence of this trial, that of accident, the allegation that the comrade was shot by somebody in the sculler's hatch, justification owing to mutinous conduct and place of the murder. Could they believe that all these things could have happened? He submitted that his friend should have confined himself to one of these and attempted to prove it but he could not and should not put before them these defences and that they might happen.

Mr. Goodnow—That is a question of credibility between the witnesses of the prosecution, and the accused. The most serious insinuation of his learned friend was that the prosecution had combined to bring a charge of murder, the most serious charge that could be brought to get him convicted of murder. This was absolutely ridiculous. It was the best test of credibility or otherwise of witnesses as to their appearance and the mode in which they gave evidence and whether they were speaking the truth or not. Counsel then traversed the facts of the case as set forth in the evidence.

Mr. Goodnow intervened in the following manner. He said that the fact of the nationalities being concerned in a case like this had been the subject of great thought on the part of those making treaties and in the treaty between the United States and China it was provided that subjects of China who committed a crime should be arrested and punished by the Chinese authorities according to the law of China, and any citizen of the United States who committed a crime should be tried and punished by the Consul according to the law of the United States. He then quoted a passage from the treaty to this effect. In order to safeguard that justice equitably and impartially it was laid down in the United States code that the Consul should give the decision in the case and that other matters and other judgments might be brought to co-operate with him and it was provided that in capital cases four reputable American citizens should sit with him and either agree or differ and should note in the judgment their reasons for agreeing or differing and that the Consul should render the decision. In this case his government had thought it of enough importance and had so desired that it should be thoroughly understood that justice should be done, that when it was found that the United States Minister at Peking was unable to come down and sit in the case, the government ordered him as next in rank in the Diplomatic Service to come here and sit with the Consul. The Court had thought the matter of so much importance that a lot of its time was allowed to be taken up with things of no importance in order that it should not miss any gain of material which might have a bearing in the case. With reference to the form of the indictment that the murder was committed at Wuchow, the point was not material. It was proved that justice was done, that the murder was committed by an American on a Chinese, the small detail in the indictment could not cut any figure. These Consular Courts were not presided over by trained lawyers, nor presided over by men familiar with little technical details with which lawyers should be familiar, and accordingly that equity should be got without technicalities. They had seen here that when the Court was not satisfied, the Court had asked questions impartially. The point as to the shape of the indictment need not, therefore, be held. He read section 534 of the United States Code and said that in other words, there were two crimes; killing a man under two heads, murder and manslaughter. The essential difference was that murder was unlawfully and maliciously killing a person and manslaughter was unlawfully and without malice. The only point in that definition was the definition of malice as used in the law. Malice in law was simply without sufficient provocation and did not presuppose for one moment premeditation. The law excused for one point for the fact that an accused was under the influence of liquor but it had provided a second subdivision, that if the crime was committed without malice then it would be considered manslaughter. It was always unlawful to kill a man unless in self-defence or under the circumstances for which the law specially provided. The question to be decided was, did this prisoner kill Chan Lei Sun? On that the evidence of the witnesses ought to be carefully weighed.

THE QUESTION OF COSTS.

The learned Consul-General then said—There is one other matter and that is with regard to the incident which happened here on Saturday. Under Rule 71 of the Regulations of the Consular Courts any complainant, informer, or prosecutor may be required to give security for all the costs of the prosecution including those of the accused. A complainant in the United States Consular Courts shall be so required unless in the Consul's opinion justice will be better promoted otherwise and if such security is refused the prosecution shall abate. In this particular case it was the duty of the United States to prosecute the man accused of this shooting. Chen Kam Chuen, the brother of the deceased, chose to come into this Court as informant and prosecutor, came into this Court as represented by Messrs. Mounsey and Brutton, represented by Mr. Brutton. I can state from my own knowledge when I was here in September, I myself told Mr. Brutton

that he would have to look after his witnesses' fees and no objection was made to it. The only question was whether they would bring Mr. Randall from Manila or not; with the agreement of the Counsel his deposition could be taken there. Mr. Williams tells me that subsequently to the time he notified Mr. Brutton as to the witnesses' fees, and Mr. Brutton told him if he must do it, it should be done.

Mr. Williams—That is the fact, Mr. Brutton. Mr. Goodnow—There has been no objection on the part of the prosecution to this until Friday or Saturday and I myself spoke to Mr. Brutton on Saturday at noon on the matter. It has been the practice in the United States Courts in China, that where a complainant or prosecutor was represented by a reputable firm of attorneys, that we have not required them to pay up in cash the costs before the proceedings began. There has never been a case to my knowledge before this where such attorney, after the trial had begun and after having had due notice long before that he was expected to do this, had refused to pay. It is the order of the Court that unless the Counsel for the prosecutor shall pay into this Court or satisfy this Court that the fees of the witnesses for the prosecution were paid, that a copy of this order shall be sent to the British Consul and that the Viceroy be notified of such failure on the part of this prosecutor and his Counsel to pay these fees and be asked to force payment. It is throughly in the power of this Court that until such common practise attorneys representing their clients shall be responsible for the costs and guarantee them, it is the order of the Court that until this is paid, Messrs. Mounsey and Brutton shall not practice in any of the United States Courts in China.

Mr. Brutton—I wish to make a few remarks, your honour, on the quoted section 71—

Mr. Goodnow—I do not think that I care to hear any remarks.

Mr. Brutton—I am entitled to argue in the matter before me.

Mr. Goodnow—No argument is possible in the matter. The Court will hear no further argument in the matter.

Mr. Brutton—Then I shall have to take further steps in the matter. If you honour declines to hear me some one else will.

The Court then adjourned to be convened on notice for the delivery of judgment.

THE COMING REGATTA.

Training for the forty-first Regatta to be held under the auspices of the Victoria Recreation Club is now in full swing and the crews are buckling to their work in first rate style. The crews for the German cup are evidently determined that the race shall not be lost for want of form, and the Germans are to be seen plodding away morning and evening with the utmost diligence. Four crews have entered for the Chairman's cup and at present *Leek* and *Rose* are favourites. For the Lusitana cup *Kornblume* and *Thistle* are favourites. The crews for the Chairman's Cup are as follows:—*Rose*—A. A. Alves, G. Mollison, Albert Ellis and L. A. Rose.

Leek—A. E. Alves, G. Wilson, J. E. S. Machado and P. Hyndman.

Kornblume—E. August, E. Herbst, J. D. Danby and J. A. Frederick.

Thistle—V. Armstrong, F. Lammert, W. S. Bailey and F. H. Hyndman.

NEWS FROM THE SOUTH.

(From Southern Papers.)

It is reported that the rent has now been paid on every single mining lease in the Kuala Lumpur district.

Warren and Bristol's Circus is now in Singapore, having arrived from Australia.

The Singapore "Riksha coolies" contributed, in a collection, \$10,000 to the recent grand Chinay procession in that town.

Mr. E. G. Broadrick has arrived in Singapore to act as 2nd Asst. Col. Secretary, being replaced by Mr. W. C. Mitchell as Senior District Officer, Province Wellesley.

Mr. R. W. Duff, of the Selangor Service, is said to be so seriously ill that he will have to leave for home as soon as he possibly can get away.

The King of Siam has issued a proclamation directed against the building of cheap, insanitary habitations at Bangkok. The proclamation expressly prohibits the building of shanty huts in future.

The *Pinnang Gazette* asserts that a British syndicate intends, shortly, to survey a railway route from Moumein, in Burma, to Prai, in Province Wellesley. From Prai, a railway to Taiping is under construction.

During September 181 dogs were destroyed in Singapore, making the total since the 1st of July, 1898, to be 669, and the grand total since the commencement of the slaughter to be 21,865.

It is reported to the *Malay Mail* that a herd of eight elephants is making havoc of the padi near the Kepar police station. They are described as being very "brani" and utterly indifferent to the presence of the surrounding peasantry.

The British Consular report for Siam for 1897 speaks very strongly about the unsatisfactory state of the Siamese telegraph lines. An effort is now being made to re-open the line to Chiangmai, which has been interrupted for nearly ten years.

The daughter of Mr. J. F. Carnegie, who is in charge of the Pauper Hospital, Penang, was burned to death on the 27th ult., her clothes being set on fire while lighting a match. The little girl was only seven years old.

Penang rumour has it that Government have issued a circular among their clerks, directing 83s per month, inquiring whether any of them would accept an appointment in the Post Office there at a salary of \$45 per month, without the 10% allowance but with the necessity of giving security to the amount of \$5000. All the clerks declined.

Mr. G. H. B. Matthews, Acting Government Analyst, Singapore, charged his Chinese cook with having wilfully mixed a stupefying oil in the food. The case was remanded till the 9th inst. The Magistrate withdrew the bail which had been allowed at \$100.

Under the new Selangor police regulation, whoever cruelly beats, ill-treats, abuses, or tortures any animal, shall for every such offence be liable to a penalty not exceeding fifty dollars, or to imprisonment of either description for a term not exceeding three months.

Messrs. McAlister and Co., of Singapore, sold an auction sale of the wreck of the *Barque* *Barque* *Barque* in the vicinity of Alcock's Island, Cape Colony. The vessel was knocked down by a cyclone and the cargo for \$370, to Cheng's, Hong Kong, on behalf of a Batavia Chinaman.

The Singapore Marine Department has obtained a summons against Captain Hunter, of the S. S. *Fantea*, for carrying dynamite on board with sixty-four passengers on board, the number under such circumstances being limited to fifty. The case was postponed for a week, owing to the absence of the defendant.

A Singapore Chinaman recently reported that he was robbed of a diamond ring, valued at \$530, while walking in Nankin-st. It was snatched from his hand, but he caught the man who took it. Five other men then attacked him and forced him to let go. Two men have been arrested on being pointed out by the prosecutor. Another version of the story, however, is that the prosecutor had been to wedding in the street, and was hardly in a fit state to know whether he had a ring or not.

On the 18th November, Mr. P. E. La Brooy, dresser in charge of the General Hospital, Jelutong, received information that a buffalo had been taken by a tiger. The dresser immediately poisoned the remains of the animal. On the 20th, a party went out and found near the remains of the buffalo the bodies of a full grown tiger and tigress. The measurements were: Tiger, tip of tail to nose, 3' 3"; Tigress, 7' 9". The following morning, Mr. La Brooy received news of a goat having been taken. The remains of this animal were also poisoned and resulted in the death of a tigress measuring 7' 3".

It is reported from Jelutong that, during a gale the other night, a cocoanut tree fell upon a house in that village and demolished it. The two men who were occupying it at the time were *avroged*, as the correspondent is pleased to express himself, and there is really no reason to suspect the truth of his statement. The tree fell across the body of one of the men and pinned him to the floor, but his companion was untouched, and promptly showed for the police. With the help of several neighbours who rushed to his assistance, he succeeded in liberating the prisoner. The latter seemed none the worse except for a slight pain in the stomach.

According to the *Singapore Free Press*, an old rhinoceros, a well-known inhabitant of the Djampang forests (somewhere up Bandoeng way), and reputedly proof against wounds, seeing that in course of time he has stood unharmed against hundreds of bullets, was recently hunted out by accident and turned up in the *Tjandans* *area*. Everybody who could in any way be got out after the Colossus. It killed bullets and darts, and as some got him in tender parts, after standing the siege a whole day, he caved in and died. His horn weighed four kilos (8½ lbs.) and was sold on the spot for \$1,200, which a Chinaman in Cheribon later on bettered by giving \$1,350.

A rather smart variation of the confidence trick was played on a Malay employed by Mr. Prakte, at Singapore recently. He was sent to the bank with \$40 in notes to change. On his way back with the money in a bag he noticed a Chinaman walking in front of him and two others at his side. The former dropped something which his confederates said was a note for \$100, which, of course, they were willing to divide with the Malay, who accompanied them to a house in Robinson-road to talk over the matter. They decided to go on to the bank and change the note, but on the way they met the Chinaman who had originally dropped the "note." He claimed his property with some warmth, but the others thrust it into the Malay's pocket and told him to cut off to the bank and change it, they taking charge of his \$40 and detaining the other man. But the "note" they pressed into his pocket, he found, on arriving at the bank, to be a piece of brown paper. No news yet of the \$40.

NANKING NOTES.

The following notes are from Nanking: A man on board the French cruiser *Detarpe* having recently died, planks were purchased from a local timber hong for a coffin and the remains were buried on the banks of the Muchou river—a branch of the Yangtze meaning "Sorrow Not" river. A Japanese cruiser arrived on the 30th ultimo having on board the Chinese military officers who had been sent by Viceroy Liu to view the recent Japanese Army manoeuvres and whom the Japanese Government had courteously sent back by one of their cruisers. Captain Sato, of the Japanese cruiser, and his staff paid a visit to the Viceroy who showed every courtesy to his guests. It is reported that subsequently a private conference was held between the Viceroy and staff and Captain Sato and some Japanese military officers who had come with him. The Japanese cruiser will remain some time in the Yangtze.

The Chinese cruiser *Paoing* arrived at Nanking with a cargo of 1,800 magazine rifles, 84 machine guns, and a quantity of ammunition for the Viceroy's troops, and another cruiser is expected to arrive soon with a large consignment of warlike stores and guns.

These are reported to have been ordered by the Viceroy from the magazines of the Kiangnan Arsenal. Owing to the aggressive action of the French authorities regarding the settlement of the Ningpo Cemetery riots which have been made the excuse for extraordinary demands on the Viceroy Liu, H.E. has warned the Viceroy Chang, Chih-tung to be on the alert and arrangements have been made for the forces of the two Viceroyalties to act in conjunction with each other in case of any French aggressions within their joint jurisdictions, which, stated fully, means the whole of the Yangtze Valley east of the Ichang gorges. The authorities seem to be preparing for every emergency.

N. C. D. News.

NOTANDA.

CALENDAR.
DECEMBER.
Meteorological means based on ten years' observations in 1897.

Barometer 29.818
Thermometer 80.1
Humidity 77
Rainfall 8.58

TO-DAY.
Barometer 30.19
Thermometer 59
Humidity 62
Rainfall 15 13

TU-DAY.
Tuesday, 13th December, 1898.
Chinese—1st of 11th moon of 24th year of Kwang-si.

Moon—Maximum Declination S. 3hr. p.m.
New Moon 7hr. 20min. p.m.
High water—Morning 9hr. 24min.
Afternoon 3hr. 20min.
Low water—Morning 3hr. 19min.
Afternoon 7hr. 30min.

ANNIVERSARIES.
1545—Council of Trent.
1832—French flag hauled down from the Consulate at Canton by Chinese.
1862—Confederate victory at Fredericksburg.
1897—The Home rebel Mat Salloh repulsed the expedition sent against him, killing Mr. Jones and 6 Sikhs.

TO-MORROW.
Wednesday, 14th December, 1898.
Chinese—2nd of 11th moon of 24th year of Kwang-si.

Moon—in Perigee 9hr. p.m.

High water—Morning 9hr. 30min.
Afternoon 3hr. 20min.
Low water—Morning 3hr. 19min.
Afternoon 7hr. 30min.

ANNIVERSARIES.
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1851—Louis Napoleon elected President of the French Republic.
1856—The mob set fire to the European factories at Canton.

1861—Prince Albert died. (Prince Consort.)
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Isidore Pons at Kowloon Dock.
H.L.G.M.S. Kaiser " "
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Chowshan " "
H.M.S. Centurion " "
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Hongkong " "
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Osward—Nov. 15 *Astoria, Rodnashire*, Nov. 18th *Madag. Wittenberg*, Nov. 22nd *Indran, Flinthore*, Nov. 29th *Gisela, Malacca*, *Benedict, Dorotha Rickmers*, Dec. 6th *Tanila*.

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Apply to
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Agent,
Hongkong, 2nd December, 1898. [141]

WANTED.
MARRIED couple want Large ROOM or two small, or would share house, Board optional.
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Hongkong, 16th November, 1898.

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